

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bäckström et al.

Art Unit : 1653

Serial No. : 10/792,201

Examiner : David Lukton

Filed : March 3, 2004

Title : COMPOSITIONS FOR INHALATION

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

In the action mailed October 24, 2005, the Examiner required that the Applicants elect a fully defined composition "specie" that accounts for all ingredients, including the polypeptide, each of the surfactant compounds, the constitution of the "pharmaceutically acceptable carrier," and the "nonhygroscopic additives" (if any). In response, Applicants select the following species. Claims on which the species read are listed in parentheses.

Polypeptide: insulin (claims 21-23 and 25-40)

Surfactant: sodium caprate (claims 21-29 and 31-40)

Non-hygroscopic additives: mannitol (claims 21-40)

Regarding the carrier, Applicants submit that selection of a particular species should not be required as there is no pending claim that lists different carriers. See, e.g., MPEP 808.01(a). However, to make a fully responsive reply, Applicants elect lactose as a carrier (claims 21-40).

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV 664064760 US

December 23, 2005

Date of Deposit

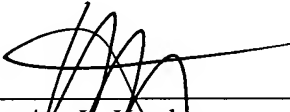
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Attorney's Docket No.: 06275-004003 / D 1271-7 US -
Continuation

A check for the Extension of Time fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050, ref. Atty. Docket No. 06275-004003.

Respectfully submitted,

Date: December 23, 2005



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